

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: *Dynamic Resizing of Dialogs*

The specification of which

a. ☒ is attached hereto

b. ☐ was filed on as application serial no. and was amended on (if applicable) (in the case of a PCT-filed application) described and claimed in international no. filed and as amended on (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

a. ☒ no such applications have been filed.

b. ☐ such applications have been filed as follows:

| FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119 | | | |
|--|--------------------|--------------------------------------|-------------------------------------|
| COUNTRY | APPLICATION NUMBER | DATE OF FILING (day, month, year) | DATE OF ISSUE (day, month, year) |
| | | | |
| ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S) | | | |
| COUNTRY | APPLICATION NUMBER | DATE OF FILING (day, month, year) | DATE OF ISSUE (day, month, year) |
| | | | |

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. APPLICATION NUMBER | DATE OF FILING (day, month, year) | STATUS (patented, pending, abandoned) |
|-------------------------|-----------------------------------|---------------------------------------|
| | | |

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

| U.S. PROVISIONAL APPLICATION NUMBER | DATE OF FILING (Day, Month, Year) |
|-------------------------------------|-----------------------------------|
| | |

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W. Reg. No. 40,481
 Ali, M. Jeffer Reg. No. 46,359
 Anderson, Gregg I. Reg. No. 28,828
 Batzli, Brian H. Reg. No. 32,960
 Beard, John L. Reg. No. 27,612
 Berns, John M. Reg. No. 43,496
 Black, Bruce E. Reg. No. 41,622
 Branch, John W. Reg. No. 41,633
 Bremer, Dennis C. Reg. No. 40,528
 Bruess, Steven C. Reg. No. 34,130
 Byrne, Linda M. Reg. No. 32,404
 Campbell, Keith Reg. No. 46,597
 Carlson, Alan G. Reg. No. 25,959
 Caspers, Philip P. Reg. No. 33,227
 Clifford, John A. Reg. No. 30,247
 Coldren, Richard J. Reg. No. 44,084
 Daignault, Ronald A. Reg. No. 25,968
 Daley, Dennis R. Reg. No. 34,994
 Dalglish, Leslie E. Reg. No. 40,579
 Daulton, Julie R. Reg. No. 36,414
 DeVries Smith, Katherine M. Reg. No. 42,157
 DiPietro, Mark J. Reg. No. 28,707
 Edell, Robert T. Reg. No. 20,187
 Epp, Ryan, Sandra Reg. No. 39,667
 Glance, Robert J. Reg. No. 40,620
 Goggin, Matthew J. Reg. No. 44,125
 Golia, Charles E. Reg. No. 26,896
 Gorman, Alan G. Reg. No. 38,472
 Gould, John D. Reg. No. 18,223
 Gregson, Richard Reg. No. 41,804
 Gresens, John J. Reg. No. 33,112
 Hamer, Samuel A. Reg. No. 46,754
 Hamre, Curtis B. Reg. No. 29,165
 Harrison, Kevin C. Reg. No. 46,759
 Hertzberg, Brett A. Reg. No. 42,660
 Hillson, Randall A. Reg. No. 31,838
 Holzer, Jr., Richard J. Reg. No. 42,668
 Johnston, Scott W. Reg. No. 39,721
 Kadievitch, Natalie D. Reg. No. 34,196
 Karjeker, Shaukat Reg. No. 34,049
 Kettelberger, Denise Reg. No. 33,924
 Keys, Jeramie J. Reg. No. 42,724
 Knearl, Homer L. Reg. No. 21,197
 Kowalchyk, Alan W. Reg. No. 31,535
 Kowalchyk, Katherine M. Reg. No. 36,848
 Lacy, Paul E. Reg. No. 38,946
 Larson, James A. Reg. No. 40,443
 Leon, Andrew J. Reg. No. 46,869

Leonard, Christopher J. Reg. No. 41,940
 Liepa, Mara E. Reg. No. 40,066
 Lindquist, Timothy A. Reg. No. 40,701
 Mayfield, Denise L. Reg. No. 33,732
 McDonald, Daniel W. Reg. No. 32,044
 McIntyre, Jr., William F. Reg. No. 44,921
 Mitchem, M. Todd Reg. No. 40,731
 Mueller, Douglas P. Reg. No. 30,300
 Nichols, A. Shane Reg. No. 43,836
 Parsons, Nancy J. Reg. No. 40,364
 Pauly, Daniel M. Reg. No. 40,123
 Phillips, John B. Reg. No. 37,206
 Prendergast, Paul Reg. No. 46,068
 Pytel, Melissa J. Reg. No. 41,512
 Qualey, Terry Reg. No. 25,148
 Reich, John C. Reg. No. 37,703
 Reiland, Earl D. Reg. No. 25,767
 Roberts, Fred Reg. No. 34,707
 Samuels, Lisa A. Reg. No. 43,080
 Schmaltz, David G. Reg. No. 39,828
 Schuman, Mark D. Reg. No. 31,197
 Schumann, Michael D. Reg. No. 30,422
 Scull, Timothy B. Reg. No. 42,137
 Sebal, Gregory A. Reg. No. 33,280
 Skoog, Mark T. Reg. No. 40,178
 Spellman, Steven J. Reg. No. 45,124
 Stoll-DeBell, Kirstin L. Reg. No. 43,164
 Sullivan, Timothy Reg. No. 47,981
 Sumner, John P. Reg. No. 29,114
 Swenson, Erik G. Reg. No. 45,147
 Tellekson, David K. Reg. No. 32,314
 Trembath, Jon R. Reg. No. 38,344
 Tunheim, Marcia A. Reg. No. 42,189
 Underhill, Albert L. Reg. No. 27,403
 Vandenburg, J. Derek Reg. No. 32,179
 Wahl, John R. Reg. No. 33,044
 Weaver, Karrie G. Reg. No. 43,245
 Welter, Paul A. Reg. No. 20,890
 Whipps, Brian Reg. No. 43,261
 Whitaker, John E. Reg. No. 42,222
 Williams, Douglas J. Reg. No. 27,054
 Withers, James D. Reg. No. 40,376
 Witt, Jonelle Reg. No. 41,980
 Wu, Tong Reg. No. 43,361
 Xu, Min S. Reg. No. 39,536
 Young, Thomas Reg. No. 25,796
 Zeuli, Anthony R. Reg. No. 45,255

Katie E. Sako Reg. No. 32,628
 Daniel D. Crouse Reg. No. 32,022

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

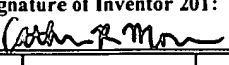


Merchant & Gould P.C.
 P.O. Box 2903
 Minneapolis, MN 55402-0903



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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|---|------------------------------------|---|---|--|
| 2 | Full Name Of Inventor | Family Name Morrow | First Given Name Catherine | Second Given Name Rose |
| 0 | Residence & Citizenship | City Seattle | State or Foreign Country Washington | Country of Citizenship USA |
| 1 | Post Office Address | Post Office Address 3656 42 nd Avenue, N.E. | City Seattle | State & Zip Code/Country Washington 98105-5305 |
| Signature of Inventor 201: <i>Catherine Morrow</i> | | | Date: 6/5/2001 | |
| 2 | Full Name Of Inventor | Family Name Giesen | First Given Name Ronald | Second Given Name Stephen |
| 0 | Residence & Citizenship | City Redmond | State or Foreign Country Washington | Country of Citizenship Canada |
| 2 | Post Office Address | Post Office Address 7916 147 th Avenue, N.E. | City Redmond | State & Zip Code/Country Washington 98052 |
| Signature of Inventor 202: <i>Ron Giesen</i> | | | Date: June 5, 2001 | |
| 2 | Full Name Of Inventor | Family Name Brienberg | First Given Name Steven | Second Given Name Adam |
| 0 | Residence & Citizenship | City Sunnyvale | State or Foreign Country California | Country of Citizenship USA |
| 3 | Post Office Address | Post Office Address 1575 Tenaka Place #R-1 | City Sunnyvale | State & Zip Code/Country California 94087 |
| Signature of Inventor 203: | | | Date: | |

I hereby declare that all statements made herein of my own knowledge are true and that statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | | |
|--|------------------------------------|---|---|--|
| 2 | Full Name Of Inventor | Family Name Morrow | First Given Name Catherine | Second Given Name Rose |
| 0 | Residence & Citizenship | City Seattle | State or Foreign Country Washington | Country of Citizenship USA |
| 1 | Post Office Address | Post Office Address 3656 42 nd Avenue, N.E. | City Seattle | State & Zip Code/Country Washington 98105-5305 |
| Signature of Inventor 201:  | | | | Date: 6/5/2001 |
| 2 | Full Name Of Inventor | Family Name Giesen | First Given Name Ronald | Second Given Name Stephen |
| 0 | Residence & Citizenship | City Redmond | State or Foreign Country Washington | Country of Citizenship Canada |
| 2 | Post Office Address | Post Office Address 7916 147 th Avenue, N.E. | City Redmond | State & Zip Code/Country Washington 98052 |
| Signature of Inventor 202:  | | | | Date: June 5, 2001 |
| 2 | Full Name Of Inventor | Family Name Breinberg ⁸³ | First Given Name Steven | Second Given Name Adam |
| 0 | Residence & Citizenship | City Sunnyvale | State or Foreign Country California | Country of Citizenship USA |
| 3 | Post Office Address | Post Office Address 1575 Tenaka Place #R-1 | City Sunnyvale | State & Zip Code/Country California 94087 |
| Signature of Inventor 203:  | | | | Date: 6/8/01 |

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.